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Senior Counsel

RECEIVED
FEB 14 2006
PUBLIC SERVICE
COMMISSION

VIA OVERNIGHT MAIL

February 13, 2006

Ms. Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40602-0615

Re: The Annual Cost Recovery Filing for Demand Side Management by The Union
Light, Heat and Power Company
Case No. 2005-00402

Dear Ms. O'Donnell:

Enclosed please find an original and twelve copies of the Motion to Withdraw the Motion to Bifurcate the Request for Increased Funding for Commercial & Industrial High Energy Efficiency Program Portion of Annual Cost Recovery Filing and to Amend Request for Comment Period for Personalized Energy Report Pilot Program by The Union Light, Heat and Power Company in the above-referenced case.

Please file-stamp and return the two extra copies in the enclosed over-night envelope.

If you have any questions regarding this filing, please call me at (513) 287-3601.

Sincerely,

John J. Finnigan, Jr.
Senior Counsel

JJF/sew

cc: All Parties of Record (with enclosures)

COMMONWEALTH OF KENTUCKY

RECEIVED

BEFORE THE PUBLIC SERVICE COMMISSION

FEB 14 2006

In The Matter Of:)
)
THE ANNUAL COST RECOVERY FILING)
FOR DEMAND SIDE MANAGEMENT BY)
THE UNION LIGHT, HEAT AND POWER COMPANY)

PUBLIC SERVICE
COMMISSION

CASE No. 2005-00402

**MOTION OF THE UNION LIGHT, HEAT AND POWER COMPANY
TO: (1) WITHDRAW MOTION TO BIFURCATE
REQUEST FOR INCREASED FUNDING FOR
COMMERCIAL & INDUSTRIAL HIGH ENERGY EFFICIENCY PROGRAM
PORTION OF ANNUAL COST RECOVERY FILING
FOR DEMAND SIDE MANAGEMENT;
AND (2) TO AMEND REQUEST FOR COMMENT PERIOD FOR
PERSONALIZED ENERGY REPORT PILOT PROGRAM**

The Union Light, Heat and Power Company (“ULH&P”) respectfully withdraws its request that the Commission bifurcate these proceedings, in which ULH&P requested an expedited ruling on ULH&P’s request for approval of a increased funding for the Commercial and Industrial High Energy Efficiency Program (“the HEE Program”). ULH&P has concluded that no expedited ruling is necessary, given the Commission’s previous order extending ULH&P’s present DSM programs and rates until the Commission rules on ULH&P’s pending DSM application.

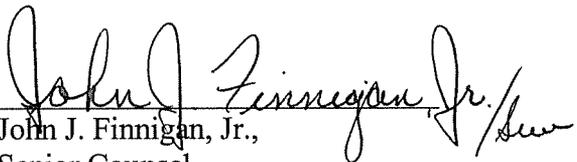
As previously indicated, ULH&P’s application also has the support of the Residential and Commercial and Industrial Collaborative, except that the Attorney General has not yet commented on the PER Program, which ULH&P proposed in its January 17, 2006 filing. ULH&P respectfully revises its request that the Commission establish a comment period on this issue, with the Attorney General’s comments due on March 10,

2006 and ULH&P's reply comments due on March 17, 2006. ULH&P has consulted with the Attorney General's office and, upon information and belief, this schedule is acceptable to the Attorney General.

WHEREFORE, ULH&P respectfully requests that the Commission approve this request for bifurcation and comment period as requested herein.

Respectfully submitted,

THE UNION LIGHT, HEAT AND POWER
COMPANY

By: 
John J. Finnigan, Jr.,
Senior Counsel
(Attorney No. 86657)
The Union Light, Heat and Power Company
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CERTIFICATE OF SERVICE

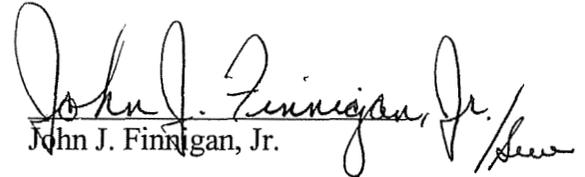
I hereby certify that a copy of the foregoing filing was served on the following via ordinary United States mail, postage prepaid, this 13th day of February, 2006:

Dennis Howard, Assistant Attorney General
The Kentucky Office of the Attorney General
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